

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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LOCAL UNION NO. 580 of the INTERNATIONAL
ASSOCIATION OF BRIDGE, STRUCTURAL ,
ORNAMENTAL AND REINFORCING IRON WORKERS,
AFL-CIO, AND

07 Civ 5463(JSR)

NOTICE OF MOTION
FOR JUDGMENT BY
DEFAULT

TRUSTEES OF LOCAL UNION NO. 580 of the
INTERNATIONAL ASSOCIATION OF BRIDGE,
STRUCTURAL, ORNAMENTAL AND REINFORCING
IRON WORKERS EMPLOYEE BENEFIT FUNDS,

- and-


D.F.S. BROTHERS IRON WORKS, INC. A/K/A
D.F.S. BROTHERS STEEL FABRICATORS,
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PLEASE TAKE NOTICE that upon the annexed Declaration of DENIS A. ENGEL, sworn to on the 13th day of July, 2007, annexed exhibits, and upon the pleadings and all prior proceedings had herein, LOCAL UNIO NO. 580 of the INTERNATIONAL ASSOCIATION OF BRIDGE, STRUCTURAL, ORNAMENTAL AND REINFORCING IRON WORKERS, AFL-CIO and TRUSTEES OF LOCAL UNION NO. 580 of the INTERNATIONAL ASSOCIATION OF BRIDGE, STRUCTURAL, ORNAMENTAL AND REINFORCING IRON WORKERS EMPLOYEE BENEFIT FUNDS by their attorneys, Colleran, O'Hara & Mills, will move this Court, in Courtroom 14-B, United States Courthouse at 500 Pearl Street, New York, on July 20, 2007 at 11:00 a.m. or as soon thereafter as counsel can be heard, for an Order, pursuant to Rule 55.2(b) of the Federal Rules of Civil Procedure granting a motion for judgment by default in favor of LOCAL UNION NO. 580 of the INTERNATIONAL ASSOCIATION OF BRIDGE, STRUCTURAL, ORNAMENTAL AND REINFORCING IRON WORKERS, AFL-CIO and TRUSTEES OF LOCAL UNION NO. 580 of the INTERNATIONAL ASSOCIATION OF BRIDGE, STRUCTURAL, ORNAMENTAL AND REINFORCING IRON WORKERS EMPLOYEE BENEFIT FUNDS and against D.F.S. BROTHERS IRON WORKS, INC. A/K/A D.F.S. BROTHERS STEEL FABRICATORS who have failed to appear and answer, and for such other and further relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that opposition papers, if any, must be filed on or before July 20, 2007.

Dated: July 13, 2007

COLLERAN, O'HARA & MILLS, L.L.P.
Attorneys for Petitioners

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